UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS CORPUS CHRISTI DIVISION

UNITED STATES OF AMERICA \$
\$
VS. \$ MAGISTRATE ACTION NO. C-08-310
\$
JUAN JOSE CASAS \$

MEMORANDUM OPINION AND ORDER OF DETENTION PENDING TRIAL

A detention hearing has been held in accordance with the Bail Reform Act, 18 U.S.C. § 3142(f). The following requires detention of the defendant pending trial in this case:

- (1) There is probable cause to believe the defendant committed an offense for which a maximum term of imprisonment of ten years or more is prescribed in 21 U.S.C. § 841(b)(1)(B); and
- (2) The defendant has not rebutted the presumption that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.

The evidence against the defendant is significant. The defendant was the driver and sole occupant of a tractor-trailer rig which contained 555 kilograms of marihuana. The findings and conclusions contained in the Pretrial Services Report are adopted, supplemented by the testimony of the defendant's common-law wife. Both the defendant and his wife provided false information to Pretrial Services regarding their personal, residential, and financial circumstances. Furthermore, neither the defendant nor his family appear to have the resources necessary to address risk of flight.

Date: January 31, 2008

Serial No.: 10/509,584 Case No.: 21085YP

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Respectfully submitted,

Ву

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